

NEWFOUNDLAND FISHERIES

*Exchange of notes at London July 22 and September 8, 1909, modifying
and extending agreement of July 15 and 23, 1908
Entered into force September 8, 1909
Terminated by agreement of July 20, 1912¹*

I Malloy 844; Treaty Series 533

The American Ambassador to the Secretary of State for Foreign Affairs

AMERICAN EMBASSY,
London, July 22nd, 1909

SIR,

Inasmuch as under the provisions of the Special Agreement, dated January 27th, 1909,² between the United States and Great Britain for the submission to arbitration of certain questions arising with respect to the North Atlantic Coast Fisheries, the decision of the Tribunal on such questions will not be rendered before the summer of 1910, and inasmuch as the *Modus Vivendi* entered into with Great Britain last July³ with respect to the Newfoundland Fisheries does not in terms extend beyond the season of 1908, my Government thinks it desirable that the *Modus* of last year should be renewed for the coming season, and if possible until the termination of the Arbitration proceedings for the settlement of these questions.

I am therefore instructed to propose such a renewal to His Majesty's Government, the understanding on both sides originally having been, as you may remember, that the *Modus* was entered into pending arbitration.

I have the honour to be, with the highest consideration, Sir, Your most obedient, humble Servant,

WHITELAW REID

The Right Hon^{ble} Sir EDWARD GREY, Bt.,
&c. &c. &c.

¹ TS 572, *post*, p. 357.

² TS 521, *ante*, p. 328.

³ See exchange of notes at London July 15 and 23, 1908 (TS 504), *ante*, p. 317.

The Secretary of State for Foreign Affairs to the American Chargé d'Affaires

FOREIGN OFFICE, *September 8th, 1909*

SIR,

In reply to Mr. Whitelaw Reid's note of July 22nd last I have the honour to state that His Majesty's Government agree to the renewal of the *modus vivendi* of 1908 for the regulation of the Newfoundland Fisheries, until the termination of the arbitration proceedings before the Hague Tribunal for the settlement of the Atlantic Fisheries questions.

His Majesty's Government suggest that Mr. Whitelaw Reid's note of July 22nd and my present reply should be regarded as constituting a sufficient ratification of the above understanding without the necessity for embodying it in a more formal document.

I have the honour to be, with high consideration, Sir, Your most obedient, humble Servant,

E. GREY

J. R. CARTER, ESQ.,
&c. &c. &c.